

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MICHAEL ROBERTS
Plaintiff

v.

ALTAIR LINES S.A.
(referred to in Complaint
as M/V SHINANO REEFER *in personam*)
Defendant / Third-Party Plaintiff

v.

ACTIVE CRANE RENTALS, INC.
*Third Party Defendant/ Fourth
Party Defendant*

v.

MURPHY MARINE SERVICES and
MAGCO CRANE RENTALS
Fourth Party Defendants

CIVIL ACTION NO. 05-454 -GMS

**STIPULATION OF DISMISSAL WITH PREJUDICE PURSUANT TO A
SETTLEMENT AGREEMENT BETWEEN THE PARTIES**

Plaintiff Michael Roberts, Altair Lines S. A. , Active Crane Rentals, Inc., Magco Crane, and Murphy Marine Services, Inc. by and through their undersigned attorneys hereby stipulate and agree that the captioned action is hereby DISMISSED WITH PREJUDICE pursuant to a settlement agreement between the parties.

PETER E. HESS ESQUIRE

By: _____ /s/
Peter E. Hess, Esq.
Attorneys for Plaintiff Michael Roberts

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By: /s/
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SWARTZ CAMPBELL LLC

By: /s/
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Attorneys for Fourth Party Defendant
Magco Crane

Dated :January 3, 2007

APPROVED BY THE COURT:

J.